

**WESTFIELD REDEVELOPMENT COMMISSION
RESOLUTION NO. 3-2015**

**RESOLUTION OF THE WESTFIELD REDEVELOPMENT COMMISSION
AMENDING THE DECLARATORY RESOLUTION OF
THE LANTERN COMMONS ECONOMIC DEVELOPMENT AREA**

WHEREAS, on January 7th, 2008, the Redevelopment Commission (the “Redevelopment Commission”) of the City of Westfield (the “City”) adopted Declaratory Resolution No. 2-2008 (the “Original Declaratory Resolution”) establishing the Lantern Commons Economic Development Area (the “Original Area”) as an economic development area under Indiana Code 36-7-14 and Indiana Code 36-7-25 et seq., and all acts supplemental and amendatory thereto (collectively, the “Act”); and,

WHEREAS, the Original Declaratory Resolution (i) identified certain parcels of real estate to be included in and designated as the Original Area as required by Indiana Code 36-7-14-41, (ii) approved an economic development plan for the Original Area (the “Original Plan”), (iii) found that the Original Plan conforms to other development and redevelopment plans for the City, (iv) found that no Original Area residents will be displaced due to the Original Plan, and (v) designated the Original Area as an “allocation area” to be known as the “Lantern Commons Economic Development Allocation Area” as required by Indiana Code 36-7-14-39 (the “Original Allocation Area”) and approved and incorporated the Factual Report (the “Original Report”) supporting the Original Declaratory Resolution and the Original Plan presented at the January 7th, 2008 meeting of the Redevelopment Commission, which Original Plan contained specific recommendations for economic development of the Original Area, including road, infrastructure and drainage improvements to the Original Area and related improvements and equipment serving the Original Area as further described in the Original Plan (the “Original Project”); and,

WHEREAS, on January 28th, 2008, the Redevelopment Commission submitted the Original Declaratory Resolution, the Original Plan and supporting data to the Westfield-Washington Advisory Planning Commission (the “Plan Commission”) and the Plan Commission issued its written Order 08-01 approving the Original Declaratory Resolution and the Original Plan as submitted; and,

WHEREAS, on February 11th, 2008, the Common Council of the City (the “Common Council”) approved the (i) Order 08-01 of the Plan Commission, (ii) Declaratory Resolution No. 2-2008, (iii) and approved the creation of the Original Area and approved the actions of the Redevelopment Commission establishing the Original Area pursuant to Indiana Code 36-7-14-16(b) and Indiana Code 36-7-14-41(c); and,

WHEREAS, on February 13th, 2008, after publishing notice of and conducting a public hearing in accordance with the Act, the Redevelopment Commission adopted Resolution No. 3-2008 confirming the Original Declaratory Resolution; and,

WHEREAS, on June 12th, 2008, the Redevelopment Commission adopted Declaratory Resolution No. 16-2008 amending the Original Declaratory Resolution to expand the Original Area; and

WHEREAS, as required by the Act, on June 16th, 2008, the Redevelopment Commission submitted Declaratory Resolution No. 16-2008 to the Plan Commission and the Plan Commission issued its written Order approving Declaratory Resolution No. 16-2008 and development plan as submitted; and

WHEREAS, on June 23rd, 2008, the Common Council of the City approved the (i) Order of the Plan Commission, (ii) Declaratory Resolution No. 16-2008, (iii) Lantern Commons Economic Development Plan as revised, and (iv) action of the Redevelopment Commission pursuant to Indiana Code 36-7-14-16(b); and

WHEREAS, on June 23rd, 2008, after notice and a public hearing thereon, the Redevelopment Commission confirmed the Declaratory Resolution No. 16-2008 by adoption of Confirmatory Resolution No. 17-2008; and

WHEREAS, the Redevelopment Commission now desires to further amend the Original Declaratory Resolution, as heretofore amended by Declaratory Resolution No. 16-2008 and by the adoption of this Resolution (the Declaratory Resolution, as amended hereby is hereinafter referred to as the “Declaratory Resolution”); and

WHEREAS, the Commission proposes to further amend the Declaratory Resolution to remove certain parcels or portions of parcels from the Lantern Commons Economic Development Area (collectively, the “Parcels”), as described in Exhibit A attached hereto and made a part hereof, all in accordance with the Act; and

WHEREAS, the Parcels are located within the Lantern Commons Economic Development Area and the boundaries of the Lantern Commons Economic Development Area need not be increased as a result of the removal of the Parcels; and

WHEREAS, the actions proposed by this Resolution will produce a net reduction of the Lantern Commons Economic Development Area; and

WHEREAS, after being fully advised in the matter,

NOW, THEREFORE, BE IT RESOLVED by the Westfield Redevelopment Commission, as follows:

1. The Commission hereby amends (i) the Declaratory Resolution to remove the parcels and portions of parcels, as described in Exhibit A hereto, from the Lantern Commons Economic Development Area (the “Amendment”).

2. The Commission hereby finds that the boundaries of the Lantern Commons Economic Development Area are hereby revised to give effect to the removal of the Parcels from the Lantern Commons Economic Development Area and that the activities in the existing Lantern Commons Economic Development Plan are unchanged by this Resolution.

3. Upon consideration of the evidence and findings presented to the Commission, the Commission hereby finds the Amendment to the Lantern Commons Economic Development Plan, as set forth in Sections 1 through 2 of this Resolution, will benefit the public health and welfare of the citizens of the City and the State of Indiana and is reasonable and appropriate when considered in relation to the original Plan and the purposes of the Act, and hereby approves the Amendment.

4. The Commission hereby finds that the Lantern Commons Economic Development Plan, together with the proposed Amendment described herein, conform to the Comprehensive Plan for the City.

5. This Resolution shall constitute an amendment to the Declaratory Resolution and the Lantern Commons Economic Development Plan and is incorporated into the Lantern Commons Economic Development Plan by this reference thereto.

6. In all other respects, the Declaratory Resolution and the Lantern Commons Economic Development Plan, as amended by the Amendment, shall remain in full force and effect.

7. The Commission may exercise its authority pursuant to the Act for the purpose contemplated by the Amendment herein, including but not limited to the development and redevelopment of the Project within the Lantern Commons Economic Development Area, all for the purposes set forth herein.

8. This Resolution shall be submitted to the Plan Commission of the City, pursuant to Indiana Code 36-7-14-16(a), for its approval of the removal of the Parcels from the Lantern Commons Economic Development Area, whereby upon written approval by the Plan Commission, the Plan Commission’s order approving the removal of the Parcels shall be submitted to the Common Council for approval pursuant to Indiana Code 36-7-14-16(b).

9. This Resolution shall be effective upon its adoption and passage.

[Remainder of page intentionally left blank.]

ADOPTED AND PASSED THIS 2nd DAY OF FEBRUARY, 2015,
BY A VOTE OF ____ IN FAVOR AND ____ OPPOSED, BY THE
WESTFIELD REDEVELOPMENT COMMISSION, HAMILTON COUNTY, INDIANA.

By: _____
Joseph Plankis, President

By: _____
Joseph E. Ingalls, Vice President

By: _____
Scott Robison, Secretary

By: _____
Jill Doyle, Member

By: _____
Doug Holtz, Member

ATTEST:

This resolution prepared by:

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Exhibit A

MAP AND DESCRIPTION OF PARCEL PORTIONS REMOVED FROM THE ORIGINAL
LANTERN COMMONS ECONOMIC DEVELOPMENT AREA

- | | |
|-----------|--|
| Exhibit 1 | Map of Portions of Parcels Removed (1 page) |
| Exhibit 2 | List of Portions of Parcels Removed (1 page) |

Exhibit 1

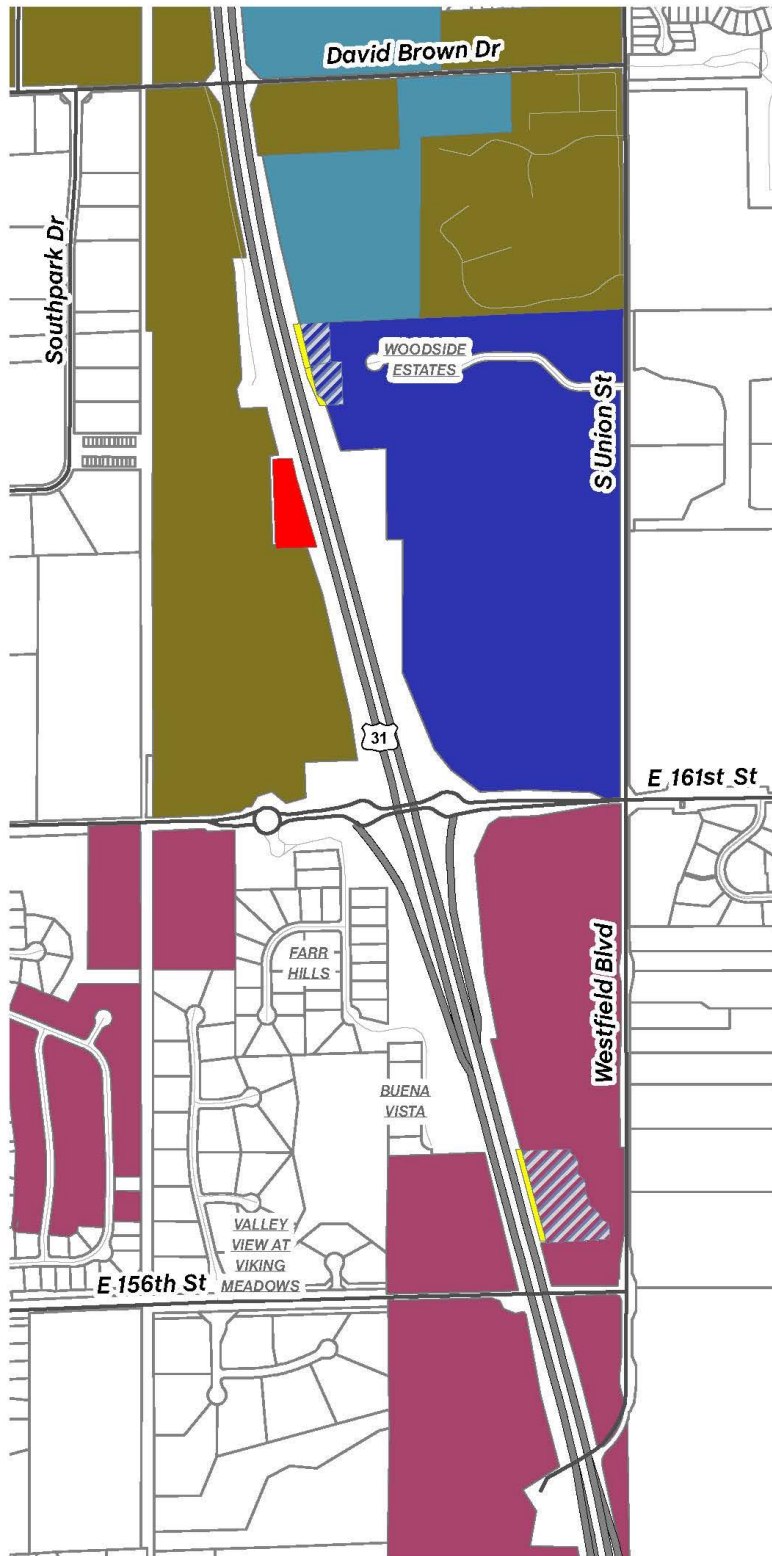


1-23-2015

- Parcels Removed
- Parcels Partially Removed
- Portion Removed
- Present Parcel Outline

Economic Development Area

- Grand Junction
- Lantern Commons
- Westfield Eastside 2007 Expan
- Westfield Southside



<http://maps.westfield.in.gov>

Exhibit 2

List of Portions of Parcels Removed

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09.09.12.02.01.020.000